FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6408 OF 2004

Office Notes, Office Memoranda appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Order

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Smt.Gauri K.Jadhav, for Petitioner.

Mr.Kishore Patil i/b. P.N.Joshi, for Respondent nos.1 & 2.

CORAM: D.K.DESHMUKH,J.

DATED: 26th October, 2005.

P.C.:-

1. By this petition, the petitioner challenges the order passed by the Trial Court declining to condone delay in making application for restoration of the suit. The suit was

dismissed on 3.7.1998. An application for restoration was filed on 28.9.2000. The Court by the order impugned has declined to condone the delay. Though the petition is filed challenging the order rejecting the application for condonation of delay, the petitioner has not produced even copy of the application filed by the petitioner seeking condonation of delay. Without going through the application filed by the petitioner for condonation of delay, it is not possible for me to understand what was the cause shown by the petitioner for delay in making the application. The petitioner is careless and negligent in filing the petition without filing copy of the application for condonation of delay. The petition therefore, is rejected.